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Counsel for Plaintiffs

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

RYAN SCHAEFFER, *et al.*,

Plaintiffs,

v.

GREGORY VILLAGE PARTNERS, L.P., *et al.*,

Defendants.

Case No. C-11-03246-JSW

DECLARATION OF JOHN R. TILL; STIPULATION
AND ~~[PROPOSED]~~ ORDER RE MOTIONS TO
DISMISS

DECLARATION OF JOHN R. TILL

I, John R. Till, declare as follows:

1. I am an attorney in good standing, am licensed to practice law before this Court, and am a Partner with the law firm Paladin Law Group® LLP, attorneys of record for Plaintiffs in this action. I have personal knowledge of the matters stated in this declaration, and, if called upon to do so, could competently testify thereto.

2. In an effort to avoid unnecessary litigation expenses the Plaintiffs intend to file a First Amended Complaint by August 29, 2011 in which Plaintiffs' counsel will attempt to address alleged deficiencies in the Plaintiffs' state court complaint which has now been removed to this Court.

3. The only previous time modifications in this case have been related to the providing Defendants' additional time to respond to the removed Complaint in this matter.

4. Other than the Defendants' Motion to Dismiss hearings currently set for October 28,



2011 will be effected. There are no other dates set in this matter.

I declare under the penalty of perjury under the laws of the United States that the foregoing is true and correct and that this declaration was executed by me on August 15, 2011, in Contra Costa County, California.

/s/

John R. Till

STIPULATION AND ~~PROPOSED~~ ORDER

WHEREAS Plaintiffs originally filed this action in Contra Costa Superior Court.

WHEREAS Gregory Village Partners, L.P. filed a Notice of Removal of Action under 28 U.S.C. § 1441(b) with this Court on June 30, 2011.

WHEREAS Plaintiffs have filed a Motion for Remand now set for hearing on October 28, 2011.

WHEREAS Defendants have filed Motions to Dismiss Plaintiffs' Complaint also set for hearing on October 28, 2011.

WHEREAS Plaintiffs intends to file a First Amended Complaint, to address alleged deficiencies identified in the Motions to Dismiss filed by various Defendants in this matter.

WHEREFORE the parties agree as follows:

IT IS HEREBY STIPULATED BY AND BETWEEN THE PARTIES, BY AND THROUGH THEIR UNDERSIGNED COUNSEL, THAT:

1. Plaintiffs shall have until August 29, 2011 to file a First Amended Complaint.
2. Upon the filing of Plaintiffs' First Amended Complaint, Defendants' Motions to Dismiss shall be removed from the Court's calendar.
3. Defendants' responses to the First Amended Complaint shall be filed within 28 days from the date of the Court's ruling on the Motion to Remand.

IT IS SO STIPULATED:



1 DATED: August 9, 2011

PALADIN LAW GROUP® LLP

2 By: /s/
3 Bret A. Stone
Counsel for Schaeffer

4 DATED: August 9, 2011

CASTELLON & FUNDERBURK LLP

5 By: /s/
6 Ruben A. Castellon
Counsel for Gregory Village Partners, L.P.

7
8 DATED: August 9, 2011

ROGERS JOSEPH O'DONNELL

9 By: /s/
10 Robert C. Goodman
Counsel for Chevron U.S.A. Inc.

11 DATED: August 9, 2011

MEYERS, NAVE, RIBACK, SILVER & WILSON

12 By: /s/
13 Kenton L. Alm
14 Counsel for Central Contra Costa County Sanitary
District

15 **IT IS SO ORDERED.**

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17 DATED: August 22, 2011

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Honorable Jeffrey S. White
19 UNITED STATES DISTRICT JUDGE
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